

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

DANIEL NEWBERG

vs.

PENNSYLVANIA DEPARTMENT OF
CORRECTIONS, et al.

FILED ELECTRONICALLY

CIV. ACTION NO. 2:22-cv-003404

ORDER

AND NOW, this _____ day of _____, 2022, upon consideration of Defendants, Dr. Stephen Wiener and Wellpath, LLC's Motion to Dismiss Plaintiff's Amended Complaint, or in the Alternative, Motion for Summary Judgment, and any response in opposition thereto, it is hereby **ORDERED** that Defendants' Motion is **GRANTED**.

_____, J.

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CIV. ACTION NO. 2:22-cv-003404

DEFENDANTS, DR. STEPHEN WIENER AND WELLPATH, LLC'S
MOTION TO DISMISS PLAINTIFF'S AMENDED COMPLAINT, OR IN THE
ALTERNATIVE MOTION FOR SUMMARY JUDGEMENT

AND NOW come Defendants, Dr. Stephen Wiener and Wellpath, LLC, by and through their attorneys, Weber Gallagher Simpson Stapleton Fires & Newby LLP, having filed a Motion to Dismiss Plaintiff's Amended Complaint, or in the Alternative Motion for Summary Judgment, and in support thereof state that the Memorandum of Law includes the Argument and Exhibit that Defendants rely upon and, therefore, Defendants incorporate their Memorandum of Law into the Motion.

Respectfully submitted,

**WEBER GALLAGHER SIMPSON
STAPLETON FIRES & NEWBY, LLP**



By: _____
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Attorney for Defendants,
Dr. Stephen Wiener and Wellpath, LLC

Date: March 30, 2022

CERTIFICATE OF SERVICE

I, Caitlin J. Goodrich, Esquire, hereby certify that on this date a true and correct copy of the foregoing **MOTION TO DISMISS PLAINTIFF'S AMENDED COMPLAINT** was sent via ECF to all counsel of record.

A handwritten signature in black ink, appearing to read "Caitlin", with a long horizontal flourish extending to the right.

Caitlin J. Goodrich, Esquire

Date: March 30, 2022